

1/20/09

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RESOLUTION NO. 14-09

BY: **MARY GALINAS, SCOTT M. TUMA, BRIAN DAY,
SEAN BRENNAN, NICK CELEBREZZE, LARRY NAPOLI,
KENNETH A. RAMSER, THOMAS REGAS, ROY J. JECH**
(By Request – Mayor)

A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING TAX LEVY IN EXCESS OF THE TEN MILL LIMITATION FOR THE PURPOSE OF MAINTAINING AND ADDING FIRE APPARATUS, APPLIANCES AND BUILDINGS, PAYMENT OF THE FIREFIGHTERS EMPLOYER'S CONTRIBUTION REQUIRED UNDER SECTION 742.34 OF THE OHIO REVISED CODE, AND PAYMENT OF SALARIES OF PERMANENT FIREFIGHTERS, AND DECLARING AN EMERGENCY

WHEREAS, an election was held on November 8, 1994, on the question of levying a tax in excess of the ten mill limitation, at a rate not exceeding one and one-half mills for each one dollar of valuation, for five years, beginning with a levy on the duplicate for the year 1994, for the purpose of maintaining and adding fire apparatus, appliances and buildings, payment of the firefighters employer's contribution required under Section 742.34 of the Ohio Revised Code, and payment of salaries of permanent firefighters, at which election a majority of the qualified electors voting on such proposition voted in favor thereof; and,

WHEREAS, renewals of the tax levy were passed by the electors on November 3, 1998, and May 6, 2003; and,

WHEREAS, another renewal of the existing tax levy is necessary to maintain appropriate staffing levels of firefighters and provide and maintain fire apparatus, appliances and buildings;

NOW, THEREFORE; BE IT RESOLVED BY THE COUNCIL OF THE CITY OF PARMA, STATE OF OHIO:

Section 1. It is hereby declared that the amount of taxes which may be raised by the City within the ten-mill limitation will be insufficient to provide for the necessary requirements of the City, and it is necessary to levy a tax in excess of the ten-mill limitation for the benefit of the City for the purpose of maintaining and adding fire apparatus, appliances and buildings, payment of the firefighters employer's contribution required under Section 742.34 of the Ohio Revised Code, and payment of salaries of permanent firefighters, pursuant to division (I) of Section 5705.19 of the Ohio Revised Code, at a rate not exceeding one and one-half mills for each one dollar of valuation, for five years, commencing with a levy on the tax list and duplicate for the year 2009 to be first distributed to the City in the year 2010, said tax being a renewal of an existing tax of one and one-half mills.

Section 2. The question of the renewal tax levy shall be submitted to the electors of the City at the primary election to be held on May 5, 2009, at the usual voting places within the City as established by the Board of Elections of Cuyahoga County, Ohio, or otherwise according to law, and shall be conducted, canvassed and certified in the manner provided by law.

Res. declaring it necessary to renew an existing tax levy in excess of the ten mill limitation for the purpose of maintaining and adding fire apparatus, appliances and buildings, payments of the firefighters employer's contribution required under Section 742.34 of the Ohio Revised Code, and payment of salaries of permanent firefighters, and declaring an emergency

Section 3. The form of ballot to be cast at such election on the question of such renewal tax shall be substantially as follows, with such changes and modifications as are approved or authorized by the City Law Director:

PROPOSED TAX LEVY (RENEWAL)
CITY OF PARMA

A Majority Affirmative Vote is Necessary for Passage

A renewal of a tax for the benefit of the City of Parma for the purpose of maintaining and adding fire apparatus, appliances and buildings, payment of the firefighters employer's contribution required under Section 742.34 of the Ohio Revised Code, and payment of salaries of permanent firefighters at a rate not exceeding one and one-half mills for each dollar of valuation, which amounts to .150 cents for each one hundred dollars of valuation, for five years, commencing in 2009, first due in calendar year 2010.

	FOR THE TAX LEVY
	AGAINST THE TAX LEVY

Section 4. The Clerk of this Council be and hereby is directed to certify a copy of this Resolution to the Board of Elections of Cuyahoga County, Ohio, immediately upon its adoption and approval by the Mayor, but not later than February 19, 2009, and notify said Board of Elections to cause notice of election on the question of levying said tax to be given as required by law.

Section 5. That it is found and determined that all formal actions of this Council concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action were in meetings open to the public in compliance with all legal requirements.

Section 6. That this Resolution is hereby declared to be an emergency measure necessary for the immediate preservation of the public health, safety, and welfare of the City of Parma, and for the further reason that this measure is necessary in order to certify this Resolution to the County Board of Elections in order to place the issue on the ballot at the May 5, 2009, Primary Election, and this Resolution shall become immediately effective upon receiving the affirmative vote of two-thirds of all members elected to Council and approval of the Mayor, otherwise from and after the earliest period allowed by law.

PASSED: _____

PRESIDENT OF COUNCIL

ATTEST: _____

CLERK OF COUNCIL

APPROVED: _____

FILED WITH
THE MAYOR: _____

MAYOR, CITY OF PARMA, OHIO